

PATENT

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of) Group Art Unit: 1804
 COMAI, ET AL.) Examiner: P. MOODY
 Serial No.: 07/985,742) RESPONSE 37 CFR 1.116
 Filed: December 4, 1992)
 For: FIGWORT PLANT)
 PROMOTER AND USES)

Honorable Commissioner of Patents
 and Trademarks
 Washington, D.C. 20231

Sir:

Responsive to the Final Office Action issued
 March 4, 1993, Applicants provide the following
 Amendments and remarks.

IN THE CLAIMS

20. (Amended.) A recombinant DNA construct capable of transcription in a plant cell comprising in the 5' to 3' direction of transcription as operably joined components, a figwort mosaic virus 34S promoters, [and] a DNA sequence of interest heterologous to said promoter and a transcript termination region functional in a plant cell.

22. (Amended.) The recombinant DNA construct of Claim [21] ~~20~~ wherein said transcript termination region is from the 3' [untranslated end] flanking region of the mannopine synthase gene.

3 23. (Amended.) The recombinant DNA construct of Claim ~~20~~ wherein said figwort mosaic virus 34S promoter comprises a TATA box having the sequence TATTTAA.